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March 23, 1984

Honorable Reginald Stanton
Superior Court of New Jersey
Morris County Courthouse
Morristown, N. J. 07960

Re: State of New Jersey, Department of
Environmental Protection
vs. Scientific Chemical Processing, Inc. et al.
Docket No. L-1852-83E

Dear Judge Stanton:

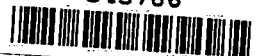
As I informed your law secretary earlier this week by telephone, I object to the form of the Order submitted by Mr. Reger which seeks to embody your rulings on March 8, 1984.

I do not believe that paragraph 2 of the proposed Order reflects what you said. My clear recollection is that the plan to be submitted by Inmar Associates in conjunction with Waste Conversion, Inc. by March 31, 1984 was to deal with the liquids and sludges in the tanks and the approximately 40 drums which were not being handled by S & W, Inc. You specifically agreed that an order embodying a date was not necessary after I had urged that, since Inmar Associates, Inc. was already subject to a general order requiring it, among others, to cleanup the Carlstadt site, another order would be superfluous.

I also feel that the first portion of the proposed order is premature. I feel that only after there is a response to a request to the SCP group to execute manifests can an order that resolves this practical problem be entered.

In that regard, I sent on March 13, 1984 (a copy of which is enclosed) to Messrs. Presto, Case and Sigmond and to Ms. Harvey on behalf of her client, Mr. Barnes requesting an indication to those parties' intentions as to the manifests. To date, the only response I have received is from Ms. Harvey (a copy of which is enclosed) indicating her client is in Pennsylvania. The only conclusion I can draw from that one response and from the lack of response from the others is that those individuals do not intend to sign the manifests.

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Accordingly, I have spoken with Mr. Reger and embodied our discussion in a proposed order which I am submitting to all parties under the so-called five day rule contained in R.4:42-1. If no objection is received, I would ask that this order be entered.

The lack of response to the inquiry regarding signing of the manifests can only delay the removal activities whose schedule has been worked out between Inmar and the DEP. I would urge that the order I am submitting be entered.

Very truly yours,

Edward J. Egan

EJE/amw

Enclosure

cc: David W. Reger
Deputy Attorney General
Harriet Sims Harvey, Esq.
Herbert G. Case
Dominick Presto, Esq.
Leif R. Sigmund